

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

THE STATES OF MISSOURI,
ALASKA, ARIZONA, ARKANSAS,
INDIANA, KANSAS, MONTANA,
NEBRASKA, OHIO, OKLAHOMA,
SOUTH CAROLINA, TENNESSEE,
and UTAH,

Plaintiffs,

v.

JOSEPH R. BIDEN, JR., in his
official capacity as President of the
United States, et al.,

Defendants.

No. 4:21-CV-00287-AGF

NOTICE OF APPEAL

Notice is hereby given that the States of Missouri, Alaska, Arizona, Arkansas, Indiana, Kansas, Montana, Nebraska, Ohio, Oklahoma, South Carolina, Tennessee, and Utah, plaintiffs in the above-named case, hereby appeal to the United States Court of Appeals for the Eighth Circuit from the district court's August 31, 2021, Memorandum and Order, Doc. 48, and Order of Dismissal, Doc. 49.

Respectfully submitted,

ERIC S. SCHMITT

Attorney General

/s/ D. John Sauer

D. John Sauer, Mo. Bar #58721

Solicitor General

Jeff P. Johnson, Mo. Bar #73249

Michael E. Talent, Mo. Bar # 73339

Office of Attorney General

P.O. Box 899

Jefferson City, MO 65102

(573) 751-8870 telephone

(573) 751-0774 facsimile

John.Sauer@ago.mo.gov

Counsel for Plaintiff States

TREG R. TAYLOR

Attorney General of Alaska

Ronald W. Opsahl (Colo. Bar No. 35662)

Assistant Attorney General

Alaska Department of Law

1031 West Fourth Avenue, Suite 200

Anchorage, Alaska 99501

Ph: (907) 269-5100

F: (907) 276-3697

Email: ron.opsahl@alaska.gov

Counsel for the State of Alaska

MARK BRNOVICH

Attorney General of Arizona

Robert J. Makar

Assistant Attorney General

2005 N. Central Avenue

Phoenix, Arizona 85004

Ph: (602) 542-5205

Robert.Makar@azag.gov

Counsel for the State of Arizona

LESLIE RUTLEDGE

Attorney General of Arkansas

Nicholas J. Bronni

Solicitor General

Dylan L. Jacobs

Assistant Solicitor General

Office of Arkansas Attorney

THEODORE E. ROKITA

Attorney General of Indiana

Tom Fisher

Solicitor General

Kian Hudson*

Deputy Solicitor General

Office of Attorney General Todd Rokita

General Leslie Rutledge
323 Center Street, Suite 200
Little Rock, Arkansas 72201
Ph: (501) 682-6302
Nicholas.bronni@arkansasag.gov
Counsel for the State of Arkansas

302 West Washington Street
IGCS-5th Floor
Indianapolis, IN 46204
Ph: (317) 232-0709
F: (317) 232-7979
kian.hudson@atg.in.gov
Counsel for the State of Indiana

DEREK SCHMIDT
Attorney General of Kansas
Kurtis Wiard
Assistant Solicitor General
Office of Kansas Attorney General
Derek Schmidt
120 SW 10th Avenue, 3rd Floor
Topeka, KS 66612-1597
Ph: (785) 368-8435 Phone
F: (785) 291-3767 Fax
Jerry.Edwards@ag.ks.gov
Counsel for the State of Kansas

AUSTIN KNUDSEN
Montana Attorney General
David M.S. Dewhirst
Solicitor General
Montana Attorney General's Office
215 North Sanders
P.O. Box 201401
Helena, MT 59620-1401
Ph: (406) 444-4145
david.dewhirst@mt.gov
Counsel for the State of Montana

DOUGLAS J. PETERSON
Attorney General of Nebraska
James A. Campbell, *pro hac vice*
Solicitor General
Justin D. Lavene, *pro hac vice*
Assistant Attorney General
Office of the Nebraska Attorney General
2115 State Capitol
Lincoln, NE 68509
Ph: (402) 471-2682
jim.campbell@nebraska.gov
Counsel for the State of Nebraska

DAVE YOST
Ohio Attorney General
Benjamin M. Flowers
Ohio Solicitor General
30 E. Broad St., 17th Fl.
Columbus, Ohio 43215
Ph: (614) 466-8980
bflowers@ohioattorneygeneral.gov
Counsel for the State of Ohio

JOHN M. O'CONNOR
Attorney General of Oklahoma
Mithun Mansinghani
Solicitor General

ALAN WILSON
Attorney General of South Carolina
J. Emory Smith, Jr., *pro hac vice*
Deputy Solicitor General

Bryan Cleveland
Assistant Solicitor General
Oklahoma Office of Attorney General
313 N.E. 21ST Street
Oklahoma City, OK 73105
Ph: (405) 522-4392
mithun.mansinghani@oag.ok.gov
Counsel for the State of Oklahoma

Office of the Attorney General
PO Box 11549
Columbia South Carolina 29211
Ph.: (803)734-3680
F: (803) 734-3677
esmith@scag.gov
Counsel for the State of South Carolina

HERBERT SLATERY III
Attorney General of Tennessee
Office of Tennessee Attorney General
P.O. Box 20207
Nashville, Tennessee 37202
Phone: (615) 532-2580
Counsel for the State of Tennessee

SEAN D. REYES
Utah Attorney General
Melissa A. Holyoak*
Solicitor General
Utah Attorney General's Office
350 N. State Street, Suite 230
P.O. Box 142320
Salt Lake City, UT 84114-2320
385.271.2484
melissaholyoak@agutah.gov
Counsel for the State of Utah

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of September, 2021, a true and correct copy of the forgoing was served electronically via the Court's electronic filing system upon all counsel of record.

/s/ D. John Sauer